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MOSER, PATTERSON & SHERIDAN, LLP

ATTORNEYS AT LAW
595 SHREWSBURY AVENUE
FIRST FLOOR
SHREWSBURY, NJ 07702
TELEPHONE (732) 530-9404
TELEFAX (732) 530-9808

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TO: Commissioner of Patents

FAX NO.: 703-872-9314 (Final)

FROM: Eamon J. Wall

DATE: September, 2003

MATTER: Serial No. 09/406,353 Filed: September 28, 1999

DOCKET NO.: DIVA/044

APPLICANT: Giammaressi, Tom

OFFICIAL

The following has been received in the U.S. Patent and Trademark Office on the date of this facsimile:

☐ Petition
☐ Disclosure Statement & PTO-1449
☐ Priority Document
☐ Drawings (sheets) informal
☒ 37 CFR 1.116 Response

☒ Transmittal Letter (2 copies)
☐ Fee Transmittal (2 copies)
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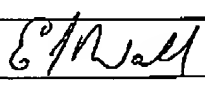
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/406,353	
	Filing Date	9/28/99	
	First Named Inventor	Giammaressi, Tom	
	Group Art Unit	2613	
	Examiner Name	B. M. Senfi	
Total Number of Pages in This Submission	22	Attorney Docket Number	DIVA/044

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request – 3 mo. <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Facsimile Transmission
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PATENT APPLICATION

Applicant(s):	Tom Giammaressi	Case: DIVA/044
Serial No.:	09/406,353	Examiner: B. M. Senfi
Filed:	9/28/99	Group Art Unit: 2613
Title:	SERVICE RATE CHANGE METHOD AND APPARATUS	

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AMENDMENT UNDER 37 C.F.R. § 1.116

S I R:

This Amendment is being filed in response to the Final Office Action dated July, 29, 2003. Please amend the above-identified patent application as follows: